

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**JUDGE R. BROOKE JACKSON**

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Courtroom Deputy: Emily Seamon  
Court Reporter: Kara Spitler

Date: March 15, 2013

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Civil Action No. 12-cv-00316-RBJ

Parties:

Counsel:

PAMELA EPPS, an individual,  
  
Plaintiff,

Christina Dixon

v.

UNITED PARCEL SERVICES  
COMPANY,

Steven Gutierrez  
Alyssa Yatsko

Defendant.

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**COURTROOM MINUTES**

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**ORAL ARGUMENT**

**10:00 a.m.** Court in session.

Appearances of counsel.

Discussion between the Court and counsel regarding Defendant's Motion for Summary Judgment and Supporting Brief [Doc. No. 55] and Plaintiff's response brief.

**ORDERED:** Plaintiff's Oral Motion to Withdraw the Third Claim is GRANTED. The third claim is WITHDRAWN.

10:02 a.m. Ms. Dixon provides evidence in support of the claims in the case.

10:59 a.m. Argument by Mr. Gutierrez regarding Plaintiff's claims 1 and 2.

Discussion regarding the possibility of postponing the trial preparation conference.

11:15 a.m. Argument by Ms. Dixon regarding the 300 day filing period.

For the reasons and findings as stated on the record, it is;

**ORDERED:** Defendant's Motion to Reconsider Order Denying Motion for Protective Order and to Quash Subpoena and Notice of Deposition [Doc. No. 45, Filed October 11, 2012] is DENIED AS MOOT.

**ORDERED:** Defendant's Motion for Summary Judgment and Supporting Brief [Doc. No. 55, Filed December 23, 2012] is DENIED with respect to claim 1, DENIED with respect to claim 2, GRANTED with respect to claim 4, and GRANTED with respect to claims 5 and 6.

**ORDERED:** The Court grants summary judgment in favor of Defendant with respect to claim 4, and dismisses claim 4 based on retaliation.

**ORDERED:** The Court grants summary judgment in favor of Defendant with respect to claims 5 and 6, and dismisses claims 5 and 6.

**ORDERED:** The Trial Preparation Conference set for Friday, March 15, 2013 at 2:30 p.m. is RESET for **Thursday, March 21, 2013 at 9:00 a.m. Parties should exchange jury instructions in advance and be prepared to discuss them at this proceeding.**

Discussion regarding outstanding discovery and jury questionnaires.

**12:05 p.m. Court in recess.**

Hearing concluded.

Total time: 2:05